

transit programs, and for other purposes; which was ordered to lie on the table; as follows:

In section 11101(b)(1), add at the end the following:

(H) NATIONAL SCENIC BYWAYS PROGRAM.—For the national scenic byways program under section 162 of title 23, United States Code—

- (i) \$55,000,000 for fiscal year 2022;
- (ii) \$60,000,000 for fiscal year 2023;
- (iii) \$65,000,000 for fiscal year 2024;
- (iv) \$70,000,000 for fiscal year 2025; and
- (v) \$75,000,000 for fiscal year 2026.

SA 2316. Mr. PADILLA submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 638, strike line 25 and all that follows through page 639, line 1, and insert the following:

scribed in subsection (b)(2);

“(H) a project or series of projects to reduce transportation emissions (including associated infrastructure improvements to support infill development and transit-oriented development and to increase non-motorized trips), subject to the conditions that—

“(i) the project or series of projects shall directly improve the efficiency of existing surface transportation infrastructure, as determined by the Secretary; and

“(ii) the Federal share of the project or series of projects shall be used to fund only the elements of the project or series that provide public benefits; and

“(I) any other surface transportation in—

SA 2317. Mr. HOEVEN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . RESCISSION OF UNOBLIGATED AMERICAN RESCUE PLAN ACT FUNDS.

Effective on the date of enactment of this Act—

(1) the Secretary of the Treasury, in consultation with the Director of the Office of Management and Budget, shall identify all unobligated balances of amounts made available under the American Rescue Plan Act of 2021 (Public Law 117-2), or an amendment made by that Act, excluding amounts made available for purposes of COVID-19 vaccinations or personal protective equipment; and

(2) all of such unobligated balances are rescinded.

SA 2318. Mr. HOEVEN (for himself and Mr. CRAMER) submitted an amendment intended to be proposed to

amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division H, insert the following:

SEC. ____ . ELECTIVE PAYMENT FOR CARBON OXIDE SEQUESTRATION.

(a) IN GENERAL.—Subchapter B of chapter 65 of the Internal Revenue Code of 1986 is amended by adding at the end the following new section:

“SEC. 6431. ELECTIVE PAYMENT FOR CARBON OXIDE SEQUESTRATION.

“(a) ENERGY PROPERTY.—In the case of a taxpayer making an election (at such time and in such manner as the Secretary may provide) under this section with respect to any portion of a carbon oxide sequestration credit which would (without regard to this section) be determined under section 45Q with respect to such taxpayer, such taxpayer shall be treated as making a payment against the tax imposed by subtitle A for the taxable year equal to the amount of such portion.

“(b) TIMING.—The payment described in subsection (a) shall be treated as made on the later of the due date of the return of tax for such taxable year or the date on which such return is filed.

“(c) EXCLUSION FROM GROSS INCOME.—Gross income of the taxpayer shall be determined without regard to this section.

“(d) DENIAL OF DOUBLE BENEFIT.—Solely for purposes of section 38, in the case of a taxpayer making an election under this section, the carbon oxide sequestration credit determined under section 45Q shall be reduced by the amount of the portion of such credit with respect to which the taxpayer makes such election.”.

(b) SPECIAL RULE FOR PROCEEDS OF TRANSFERS FOR MUTUAL OR COOPERATIVE ELECTRIC COMPANIES.—Section 501(c)(12)(I) of the Internal Revenue Code of 1986 is amended by inserting “or 6431(a)” after “section 45J(e)(1)”.

(c) CLERICAL AMENDMENT.—The table of sections for subchapter B of chapter 65 of such Code is amended by adding at the end the following new item:

“Sec. 6431. Elective payment for carbon oxide sequestration.”.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of enactment of this Act.

SA 2319. Mr. HOEVEN (for himself and Ms. SMITH) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division G, add the following:

TITLE XII—FLEXIBLE FINANCING FOR RURAL UTILITIES

SEC. 71201. LOAN ADJUSTMENTS FOR CRITICAL RURAL UTILITY SERVICE PROVIDERS.

(a) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the borrower of a qualified loan described in subsection (b) may submit to the Secretary of Agriculture (referred to in this section as the “Secretary”) a request to adjust the interest rate or modify any other term of the qualified loan, which shall include a report summarizing how the adjustment or modification will assist the borrower in providing critical utility services to a rural community.

(b) QUALIFIED LOAN DESCRIBED.—A qualified loan referred to in subsection (a) is a loan made or guaranteed on or before the date of enactment of this Act under—

(1) section 4, 201, 305, 306, or 601 of the Rural Electrification Act of 1936 (7 U.S.C. 904, 922, 935, 936, 950bb); or

(2) the program carried out under the matter under the heading “DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM” in title I of division A of the American Recovery and Reinvestment Act of 2009 (Public Law 111-5; 123 Stat. 118) (commonly known as the “Broadband Initiatives Program”).

(c) ADJUSTMENT OF INTEREST RATE; MODIFICATION OF LOAN TERMS.—

(1) IN GENERAL.—On receipt by the Secretary of a request made under subsection (a) with respect to a loan, the Secretary, or the Secretary of the Treasury in the case of a loan owned by the Federal Financing Bank—

(A) in the case of a request for an interest rate adjustment, shall adjust the interest rate on the loan to the cost of funds to the Department of the Treasury for obligations of comparable maturity to the term remaining on the outstanding balance of the loan or other such higher rate as the borrower may request; and

(B) in the case of a request for a modification to a loan term other than the adjustment described in subparagraph (A), may use the authorities provided in sections 2, 201, 306C and 703 of the Rural Electrification Act of 1936 (7 U.S.C. 902, 922, 936c, 950cc-2) and section 331(b)(4) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1981(b)(4)) to make such other modifications to the loan terms that the Secretary, in consultation with the Secretary of the Treasury in the case of a loan owned by the Federal Financing Bank, determines are necessary—

(i) to address changes in the financial position of the borrower due to the public health emergency declared by the Secretary of Health and Human Services under section 319 of the Public Health Service Act (42 U.S.C. 247d) on January 31, 2020, with respect to COVID-19 (or any renewal of that declaration); and

(ii) to promote the financial sustainability of the borrower.

(2) EFFECTIVE DATE.—An adjustment or modification under subparagraph (A) or (B), respectively, of paragraph (1) shall apply—

(A) beginning on the first calendar day after the payment date immediately following the request; but

(B) not earlier than 30 days after the date of the request.

(d) NO FEES OR PENALTIES.—In carrying out this section, the Secretary, or the Secretary of the Treasury in the case of a loan owned by the Federal Financing Bank, shall not impose or collect any fee from, or impose any penalty on, a borrower.

(e) NOTICE.—Not later than 30 days after the date of enactment of this Act, the Secretary, in coordination with the Secretary of the Treasury, shall publish in the Federal Register a notice of the benefits available to borrowers under this section.

(f) APPROPRIATIONS; REIMBURSEMENTS.—

(1) IN GENERAL.—Out of any amounts in the Treasury not otherwise appropriated—

(A) there are appropriated to the Secretary such sums as are necessary, to remain available until December 31, 2021, for the cost of interest rate adjustments under subsection (c)(1)(A);

(B) there is appropriated to the Secretary \$300,000,000, to remain available until December 31, 2021, for the cost of modifications under subsection (c)(1)(B); and

(C) there are appropriated to the Federal Financing Bank such sums as are necessary, to remain available until December 31, 2023, for the liquidation of residual intragovernmental amounts owed by the Federal Financing Bank in connection with qualified loans described in subsection (b) modified after the date of enactment of this Act.

(2) CALCULATION.—For purposes of paragraph (1)(C), the calculation of the sums necessary for the liquidation of residual intragovernmental amounts owed shall take into account all amounts otherwise transferred to the Federal Financing Bank for the qualified loans described in that paragraph.

(3) EMERGENCY DESIGNATION.—

(A) IN GENERAL.—The amounts provided by this section are designated as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

(B) DESIGNATION IN SENATE.—In the Senate, this section is designated as an emergency requirement pursuant to section 4112(a) of H. Con. Res. 71 (115th Congress), the concurrent resolution on the budget for fiscal year 2018.

SA 2320. Mrs. BLACKBURN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VI of division H, add the following:

SEC. 806. ADDITIONAL DEDUCTION FOR COST OF CERTAIN MATERIALS PURCHASED DIRECTLY FROM A DOMESTIC SMELTER OR PROCESSOR.

(a) FINDINGS.—Congress finds the following:

(1) It is in America's best interest to ensure a robust and secure domestic supply chain for U.S. manufacturers.

(2) The United States' increasing reliance on foreign sources of metals and minerals threatens our economic and national security while providing our geopolitical rivals, such as China and Russia, leverage over our economy.

(3) Incentivizing domestic mineral and metal production and the purchase of these materials will make our nation's supply chains more secure and resilient.

(b) DEDUCTION.—Part VI of subchapter B of chapter 1 of the Internal Revenue Code of 1986 is amended by inserting after section 181 the following new section:

"SEC. 182. ADDITIONAL DEDUCTION FOR COST OF CERTAIN MATERIALS PURCHASED DIRECTLY FROM A DOMESTIC SMELTER OR PROCESSOR.

"(a) IN GENERAL.—There shall be allowed as a deduction (in addition to any other deduction allowed under this chapter for the cost of specified domestically-produced ma-

terials) an amount equal to 10 percent of the cost of specified domestically-produced materials if such materials are acquired by the taxpayer directly from the domestic smelter or processor of such material.

"(b) SPECIFIED DOMESTICALLY-PRODUCED MATERIALS.—For purposes of this section—

"(1) IN GENERAL.—The term 'specified domestically-produced materials' means any of the following:

"(A) Any specified material which is a mine product that is smelted or processed in the United States.

"(B) Any specified material which is a mine tailings product which is beneficiated in the United States.

"(C) Any specified material which is metal or metal compound production which is—

"(i) reprocessed from slags or residues in the United States, or

"(ii) melted, sputtered, or otherwise produced in the United States.

"(D) Any specified material which is an alloy produced by melting together metals in the United States.

"(E) Any specified material which is a magnet which is sintered or bonded and magnetized in the United States.

"(2) SPECIFIED MATERIAL.—

"(A) IN GENERAL.—The term 'specified material' means minerals that are necessary—

"(i) for the national defense and national security requirements,

"(ii) for the energy infrastructure of the United States, including—

"(I) pipelines,

"(II) refining capacity,

"(III) electrical power generation and transmission, and

"(IV) renewable energy production,

"(iii) for community resiliency, coastal restoration, and ecological sustainability for the coastal United States.

"(iv) to support domestic manufacturing, agriculture, housing, telecommunications, healthcare, and transportation infrastructure, or

"(v) for the economic security of, and balance of trade in, the United States.

"(B) EXCEPTIONS.—Such term shall not include—

"(i) fuel minerals, including oil, natural gas, or any other fossil fuels,

"(ii) water, ice, or snow, or

"(iii) sand, stone, gravel, pumice, pumicite, cinders, or clay.

"(c) DOMESTIC SMELTER OR PROCESSOR.—For purposes of this section, the term 'domestic smelter or processor' means—

"(1) in the case of specified domestically-produced materials described in subsection (b)(1)(A), a person in the trade or business of smelting or processing such material,

"(2) in the case of specified domestically-produced materials described in subsection (b)(1)(B), a person in the trade or business of beneficiating such material,

"(3) in the case of specified domestically-produced materials described in subsection (b)(1)(C)(i), a person in the trade or business of reprocessing such material,

"(4) in the case of specified domestically-produced materials described in subsection (b)(1)(C)(ii), a person in the trade or business of melting, sputtering, or producing by melting together such materials,

"(5) in the case of specified domestically-produced materials described in subsection (b)(1)(D), a person in the trade or business of producing such material, and

"(6) in the case of specified domestically-produced materials described in subsection (b)(1)(E), a person in the trade or business of sintering or bonding such materials."

(c) CLERICAL AMENDMENT.—The table of sections for part VI of subchapter B of chapter 1 of such Code is amended by inserting

after the item relating to section 181 the following new item:

"Sec. 182. Additional deduction for cost of certain materials purchased directly from a domestic smelter or processor."

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

SA 2321. Mrs. BLACKBURN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title X of division D, add the following:

SEC. 410. FUNDING LIMITATION.

(a) IN GENERAL.—Funding made available by this title shall only be made available for the application or deployment of established technologies with documented performance and an existing commercialization record in order to ensure the timely and desired outcome and performance of the activities funded by this title.

(b) TECHNOLOGY READINESS.—For purposes of determining whether a technology meets the criteria described in subsection (a), the technology readiness level of the technology shall be greater than or equal to 8, as defined by the Technology Readiness Assessment Guide of the Government Accountability Office (report number GAO-16-410G, dated August 2016).

SA 2322. Mrs. BLACKBURN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

In section 40321(b) of subtitle C of title III of division D, strike "Committee on Energy and Natural Resources of the Senate" and insert "Committees on Energy and Natural Resources and Armed Services of the Senate".

In section 40321(b) of subtitle C of title III of division D, insert "Armed Services," after "Energy and Commerce".

In section 40321(c)(1) of subtitle C of title III of division D, in the matter preceding subparagraph (A), insert "in consultation with the Department of Defense," after "by the Department".

In section 40321(c) of subtitle C of title III of division D, add at the end the following:

(6) A strategy for studying the use of small modular reactors and micro-reactors to power Department of Defense installations domestically.

SA 2323. Mrs. BLACKBURN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA